

**FOURTEENTH DAY**

(Monday, February 5, 1951)

The Senate met at 10:30 o'clock a. m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Strauss
Hardeman	Tynan
Hazlewood	Vick
Kelly of Tarrant	Wagonseller
Kelley of Hidalgo	Weinert

Absent—Excused

Hudson	Shofner
McDonald	

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of Thursday, February 1, 1951, was dispensed with and the Journal was approved.

**Leaves of Absence**

Senator Shofner was granted leave of absence for today on account of illness, on motion of Senator Strauss.

Senator McDonald was granted leave of absence for today on account of important business, on motion of Senator Fuller.

Senator Hudson was granted leave of absence for today on account of important business, on motion of Senator Aikin.

**Message From the House**

Hall of the House of Representatives,  
Austin, Texas,  
February 5, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. B. No. 20, A bill to be entitled "An Act requiring Communists and knowing members of Communist Front Organizations to register with the Department of Public Safety; providing that neither the names of nominees of the Communist Party nor the names of Communists shall appear upon the ballots in primary or general elections; providing that probable Communists and knowing members of Communist Front Organizations shall not hold non-elective positions or job; outlawing sabotage; defining terms; providing criminal penalties; containing a short title; and declaring an emergency."

H. B. No. 116, A bill to be entitled "An Act making the 134th Judicial Texas, a permanent constitutional district court; activating and confirming the criminal jurisdiction of said court co-extensive with the limits of Dallas County, Texas; providing for the term of office of the Judge of said court; and declaring an emergency."

S. C. R. No. 16, Designating March 4 to March 10, 1951, as Public Schools Week, etc.

Respectfully submitted,

CLARENCE JONES,  
Chief Clerk, House of Representatives.

**Reports of Standing Committees**

Senator Kelley of Hidalgo submitted the following report:

Austin, Texas,  
February 3, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Senatorial Districts, to whom was referred Senate Bill No. 1, have had the same under consideration and beg to recommend to the Senate that it do not pass, but that the Committee substitute, attached hereto, do pass in lieu thereof and be ordered mimeographed, and not otherwise printed.

KELLEY of Hidalgo, Chairman.

C. S. S. B. No. 1 was read first time.

Senator Moffett submitted the following report:

Austin, Texas,  
January 29, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Agriculture, to whom was referred S. B.

No. 29, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

MOFFETT, Chairman.

Senator Hazlewood submitted the following reports:

Austin, Texas,  
February 1, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred S. B. No. 16, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, with Committee Amendment No. 1, and be printed.

HAZLEWOOD, Chairman.

Austin, Texas,  
February 1, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred S. B. No. 103, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HAZLEWOOD, Chairman.

Austin, Texas,  
February 1, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred S. B. No. 7, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HAZLEWOOD, Chairman.

Senator Kelley of Hidalgo submitted the following report:

Austin, Texas,  
February 1, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Water Rights, Irrigation and Drainage, to whom was referred S. B. No. 50, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

KELLEY of Hidalgo, Chairman.

#### Messages From the Governor

The following message, received from the Governor today, was read and referred to the Committee on Nominations of the Governor:

Austin, Texas,  
February 3, 1951.

To the Senate of the Fifty-second Legislature:

I ask the advice, consent and confirmation of the Senate with respect to the following appointments:

To be members of the Texas Prison Board for six-year terms to expire February 2, 1957:

Henry S. Paulus of Yoakum, Lavaca County;

French M. Robertson of Abilene, Taylor County;

B. A. Stufflebeme of Grand Prairie, Dallas County.

To be Branch Pilot for Galveston Bar and Houston Ship Channel for two-year term to expire January 11, 1953:

C. W. Barfield of Harris County.

Respectfully submitted,

ALLAN SHIVERS,  
Governor of Texas.

The President laid before the Senate and directed the Secretary to read the following message received from the Governor today:

Austin, Texas,  
February 3, 1951.

To the Members of the Fifty-second Legislature:

Under authority of Section 5, Article III of the Constitution, I submit as an emergency matter the subject of legislative, congressional and judicial redistricting.

Respectfully submitted,

ALLAN SHIVERS,  
Governor of Texas.

#### House Bills on First Reading

The following bills, received from the House today, were read first time and referred to the committees indicated:

H. B. No. 20—To Committee on Privileges and Elections.

H. B. No. 116—To Committee on Judicial Districts.

**Senate Bills and Resolution on  
First Reading**

The following bills and resolution were introduced, read severally the first time and referred to the committees indicated:

By Senators Ashley, Strauss and Moore:

S. B. No. 121, A bill to be entitled "An Act amending the Lower Colorado River Authority Act, Chapter 7, Senate Bill No. 2, Acts of the Fourth Called Session of the Forty-third Legislature and the amendments thereto, and particularly by amending Section 3 and Section 3a of said Act so as to provide for a Board of Directors of twelve members and providing the number to constitute a quorum of the Board; and the number of affirmative votes required to do certain acts, and providing that all such directors shall be appointed by the Governor with the advice and consent of the Senate; providing further that of the Board of twelve (12) directors at least ten (10) directors shall at all times be resident citizens of the counties named in Section 1 of said Act; providing that present directors shall continue in office until their terms expire, and declaring an emergency."

To Committee on State Affairs.

By Senator Bell:

S. B. No. 122, A bill to be entitled "An Act amending Title 82 of the Revised Civil Statutes of Texas, 1925, as amended, by adding a new article thereto to be known as Article 5139a, providing for county juvenile boards in certain counties; providing for compensation; providing for severability; providing that this act shall be cumulative of existing law; and declaring an emergency."

To Committee on Judicial Districts.

By Senator Bell:

S. B. No. 123, A bill to be entitled "An Act enlarging Drainage District No. 8 of Jackson County, Texas; setting forth its boundaries as enlarged; creating and establishing said District as enlarged for the purposes for which it was created as set forth in the order of the Commissioners' Court of Jackson County; defining the rights, powers and privileges of District as enlarged; and declaring an emergency."

To Committee on Water Rights, Irrigation and Drainage.

By Senator Ashley:

S. B. No. 124, A bill to be entitled "An Act creating Road District No. 3-A of Burnet County, Texas, under authority of Article 3, Section 52, of the Constitution of Texas, for the purpose of the construction, maintenance and operation of macadamized, graveled or paved roads and turnpikes or in aid thereof; making it a body corporate and taxing district; describing said district by metes and bounds; reciting that it comprises all of the territory of Road District No. 3 and a portion of the territory of Road District No. 5 of said county, both of which have outstanding road bonds, and declaring that it is not intended by the creation of Road District No. 3-A to interfere in any manner with the functioning of Road District No. 3 and Road District No. 5; providing that such road district shall have authority to issue bonds for the purpose of the construction, maintenance and operation of macadamized, graveled or paved roads and turnpikes or in aid thereof, and to levy ad valorem taxes in payment thereof as contemplated by Article 3, Section 52 of the Constitution of Texas when authorized by two-thirds (2/3) majority vote of the duly qualified resident tax-paying voters of said district; authorizing the issuance of bonds by the newly created Road District No. 3-A in the manner provided by the General Laws of Texas as in the case of ordinary road districts and in conformity with Article 3, Section 52 of the State Constitution; providing that the indebtedness for the purposes aforesaid shall never exceed the limit fixed by the Constitution and laws of this State; and declaring an emergency."

To Committee on State Affairs.

By Senator Fuller:

S. B. No. 125, A bill to be entitled "An Act amending Article 8274, Revised Civil Statutes of Texas, 1925, same being Acts 1866, pages 14, 15; General Laws, Volume 5, page 932; Acts 1879, page 99; General Laws, Volume 8, page 1399, relating to the rate of pilotage, which may be fixed under Articles 8267 and 8269, on any class of vessels in any port of this State, for each foot of water, which the vessel at the time of piloting draws, and declaring an emergency."

To Committee on State Affairs.

By Senator Fuller:

S. B. No. 126, A bill to be entitled

"An Act enabling the Commissioners' Courts of the Counties having a population of 40,083 or more inhabitants according to the last preceding Federal census, and containing therein a city of 21,000 or more inhabitants according to the last preceding Federal census, and in which counties the County Attorney performs the duties of the District Attorney, to authorize the County Attorney to employ one investigator and granting to the Commissioners' Court of such counties the authority to fix the salary of such investigator at any sum not less than Twenty-four Hundred (\$2,400.00) Dollars per year and not more than Thirty-six Hundred (\$3,600.00) Dollars per year, payable in twelve (12) monthly or twenty-four (24) semi-monthly equal installments either from the Jury Fund of such counties or from the Officers' Salary Fund of such counties or depending upon which fund the Commissioners' Court shall select from time to time and further providing that the Commissioners' Court of such counties may authorize the payment out of the General Funds of such counties any sum of money not to exceed Seventy-five (\$75.00) Dollars per month for the actual expense and maintenance of an automobile for such investigator; and providing further that, upon the Commissioners' Court of such counties authorizing the employment of an investigator, the County Attorney of such counties shall have the right in his discretion to select the person to be employed as the investigator and to remove such investigator at any time and re-employ another person as investigator, should that become necessary at any time in the opinion of such County Attorney; and declaring an emergency."

To Committee on Criminal Jurisprudence.

By Senator Wagonseller:

S. B. No. 127, A bill to be entitled "An Act governing the taking of fish and minnows from the public, fresh waters of Wise County; providing means and methods by which fish may be taken from said waters with certain exceptions; providing a penalty for the violation of this Act; repealing conflicting laws; and declaring an emergency."

To Committee on Game and Fish.

By Senator Parkhouse:

S. B. No. 128, A bill to be entitled

"An Act to amend Section 6 of Chapter 33, Acts of the Regular Session of the Forty-seventh Legislature as amended by the Acts of 1945, Forty-ninth Legislature, page 62, Chapter 43, Paragraph 1, and Acts of 1947, Fiftieth Legislature, page 211, Chapter 120, Section 1, by providing that Policemen and Firemen and Fire Alarm Operators may, while serving their probationary period have the benefits of the Act; providing for a system of benefits for Policemen and Firemen and Fire Alarm Operators if they suffer injury or receive injuries resulting in death while in active performance of their duties, that they, or their beneficiaries may participate in said Fund; and declaring an emergency."

To Committee on Towns and City Corporations.

By Senator Tynan:

S. B. No. 129, A bill to be entitled "An Act amending Article 6243f of Chapter 2, Title 109, of the Revised Civil Statutes of the State of Texas, as adopted in 1941, 47th Legislature, page 134, Chapter 105, relating to pensions for policemen, firemen and fire alarm operators in cities having population of two hundred thousand (200,000) to two hundred ninety-three thousand (293,000); providing for a Board of Trustees; the powers and duties of the board; membership; contributions to fund and deductions from wages; meetings, disbursements and records; custody of fund; who may share in fund; retirement pension; certificate of retirement; retirement when disabled; death benefits to widow and children; death benefits to children under 17, remarriage of widow and marriage after retirement; death benefits to dependent father and mother and investigations; applications and hearings; medical examinations; public funds and parking meter funds; reserve retirement fund; awards exempt; act as of essence of employment contract; vested rights; deficiency, payment by city; persons included; accounts and partial invalidity; by changing the provisions of said law so that the same will provide for, govern and control pensions for policemen, firemen and fire alarm operators in all incorporated cities containing more than three hundred and fifty thousand (350,000) inhabitants and less than four hundred and thirty thousand (430,000) inhabitants according to the last preceding Federal Census.

and all future Federal Census, thereby changing the population brackets of cities to which said pension law shall apply; by amending Section 1 of said Article so that the grade of firemen eligible to serve upon said Board of Trustees shall be changed from below Captain to below that of District Chief; by amending Section 7 of said Article thereby changing the manner, method and requirements of eligibility and participation in said pension fund, also providing for members in military service and written notice of the contents of said Section and its sub-divisions; by amending Section 8 by eliminating the maximum age requirement for retirement pension, and governing eligibility by time of service without age restrictions and allowing credit for time spent in service of armed forces of the United States, and providing for retirement and fixing benefits upon completion of twenty (20), twenty-five (25), and thirty (30) years of service; by eliminating the restriction, "directly in line of duty" from Section 10 of said Article; by amending Section 11 of said Article by eliminating "from disease contracted or injury received directly while in line of duty," and also to increase death benefits to widows where there are no children from one-third (1/3) to one-half (1/2) of current base pay; providing that nothing herein shall repeal or change Article 6243f, except as herein provided; and providing that this act shall be cumulative of and in addition to the provisions of Article 6243f; repealing all laws in conflict herewith; providing a severability and savings clause; and declaring an emergency."

To Committee on Towns and City Corporations.

By Senator Tynan:

S. B. No. 130, A bill to be entitled "An Act amending Article 277 of Vernon's Code of Criminal Procedure of the State of Texas, by adding a new section, to be known as Section 2, to provide for disqualification of sureties in misdemeanor cases where they have been in default theretofore; and declaring an emergency."

To Committee on Criminal Jurisprudence.

By Senator Martin:

S. B. No. 131, A bill to be entitled "An Act authorizing the Commissioners Court in any county having a population of not less than thirty-one

thousand (31,000) and not more than thirty-one thousand one hundred and fifteen (31,115), according to the last preceding Federal Census, to allow each member of such Commissioners Court certain expenses for traveling in connection with the use of his automobile on official business; requiring each member of such Commissioners Court to pay the expense of operation and repair of such automobile so used by him without further expense to the county; and declaring an emergency."

To Committee on Counties and County Boundaries.

By Senators Moffett and Kelley of Hidalgo.

S. B. No. 132, A bill to be entitled "An Act providing for and regulating the restoration to employment of certain State employees now serving or who may serve in the armed forces of the United States in time of War or during the National Emergency; and declaring an emergency."

To Committee on Military and Veterans' Affairs.

By Senator Vick:

S. J. R. No. 7, Proposing an amendment to Article I of the Constitution of the State of Texas, by adding thereto another Section following Section 15, providing that the Legislature may provide for trials in lunacy cases without a jury; further providing for the submission of this amendment to the voters of this State; prescribing the form of ballot; providing for the proclamation and publication thereof.

To Committee on Constitutional Amendments.

#### Senate Bill 98 on Second Reading

Senator Weinert moved that Senate Rule 116 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 98 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—28

Aikin	Corbin
Ashley	Fuller
Bell	Hardeman
Bracewell	Hazlewood
Bullock	Kelly of Tarrant
Carney	Kelley of Hidalgo
Carter	Lane
Colson	Lock

Martin	Russell
Moffett	Strauss
Moore	Tynan
Nokes	Vick
Parkhouse	Wagonseller
Phillips	Weinert

Absent—Excused

Hudson	Shofner
McDonald	

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 98, A bill to be entitled "An Act quitclaiming the title of the State of Texas to 14.83 acres of the Original Outer Town of Gonzales, Gonzales County, Texas, to Henry Christian; and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### Senate Bill 98 on Third Reading

Senator Weinert moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 98 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Strauss
Hardeman	Tynan
Hazlewood	Vick
Kelly of Tarrant	Wagonseller
Kelley of Hidalgo	Weinert

Absent—Excused

Hudson	Shofner
McDonald	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28

Aikin	Bell
Ashley	Bracewell

Bullock	Martin
Carney	Moffett
Carter	Moore
Colson	Nokes
Corbin	Parkhouse
Fuller	Phillips
Hardeman	Russell
Hazlewood	Strauss
Kelly of Tarrant	Tynan
Kelley of Hidalgo	Vick
Lane	Wagonseller
Lock	Weinert

Absent—Excused

Hudson	Shofner
McDonald	

#### Bill and Resolutions Signed

The President signed, in the presence of the Senate, after the captions had been read, the following enrolled bill and resolutions:

H. B. No. 138, A bill to be entitled "An Act to amend sub-section 63 of Article 199, Title 8 of the Revised Civil Statutes of Texas, 1925, as amended, so as to re-arrange, change and provide the terms and the time of holding District Court in Val Verde, Terrell, Maverick, Kinney and Edwards Counties, Texas, constituting the Sixty-third Judicial District of Texas; etc., and declaring an emergency."

H. C. R. No. 19, In memory of Emanuel Roos of Eagle Lake, Texas.

H. C. R. No. 21, Granting the Hon. N. L. Dalby, Judge of the 102nd Judicial District, permission to leave the State.

#### Senate Bill 64 on Second Reading

Senator Fuller moved that Senate Rule 116 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 64 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—28

Aikin	Hardeman
Ashley	Hazlewood
Bell	Kelly of Tarrant
Bracewell	Kelley of Hidalgo
Bullock	Lane
Carney	Lock
Carter	Martin
Colson	Moffett
Corbin	Moore
Fuller	Nokes

Parkhouse	Tynan
Phillips	Vick
Russell	Wagonseller
Strauss	Weinert

Absent—Excused

Hudson	Shofner
McDonald	

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 64, A bill to be entitled "An Act relating to the County Court of Jefferson County at Law; amending Acts 1949, 51st Legislature, Chapter 7, page 7, Section 3, same being Article 1970-122, Vernon's Annotated Revised Civil Statutes of Texas, 1925, with reference to the salary of the Judge of said Court; providing a saving clause; and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### Senate Bill 64 on Third Reading

Senator Fuller moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 64 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Strauss
Hardeman	Tynan
Hazlewood	Vick
Kelly of Tarrant	Wagonseller
Kelley of Hidalgo	Weinert

Absent—Excused

Hudson	Shofner
McDonald	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Strauss
Hardeman	Tynan
Hazlewood	Vick
Kelly of Tarrant	Wagonseller
Kelley of Hidalgo	Weinert

Absent—Excused

Hudson	Shofner
McDonald	

#### House Concurrent Resolution 16

Senator Martin moved that Senate Rule 116 and Section 5 of Article III of the State Constitution be suspended and that H. C. R. No. 16 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—28

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Strauss
Hardeman	Tynan
Hazlewood	Vick
Kelly of Tarrant	Wagonseller
Kelley of Hidalgo	Weinert

Absent—Excused

Hudson	Shofner
McDonald	

The President then laid before the Senate the following resolution:

H. C. R. No. 16, Setting aside and appropriating to the Criminal Codes Committee, out of the contingent expense accounts of both the Senate and the House equal amounts of money for the purpose of concluding its labors and submitting to the Legislature its final report.

The resolution was read.

Senator Martin offered the following amendment to the resolution:

"Amend H. C. R. No. 16 by striking the resolving clause and substituting the following:

"Resolved by the House of Representatives, the Senate concurring, that there is hereby set aside and the contingent expense committees of both Houses are directed to pay out of the contingent expense accounts of both Houses, equally divided, the sum of Six Hundred and Fifty Dollars (\$650) or so much of the same as is needed, for the purpose of concluding its labors."

The amendment was adopted.

The resolution, as amended, was adopted.

#### Senate Bill 37 on Second Reading

Senator Kelly of Tarrant moved that Senate Rule 116 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 37 be taken up for consideration at this time.

The motion prevailed by the following vote:

#### Yeas—26

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Strauss
Hazlewood	Tynan
Kelly of Tarrant	Wagon seller
Kelley of Hidalgo	Weinert

#### Nays—2

Hardeman	Vick
Absent—Excused	
Hudson	Shofner
McDonald	

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 37, A bill to be entitled "An Act assenting to the provisions of Congress entitled 'An Act to provide that the United States shall aid the States in fish restoration and

management projects, and for other purposes,' approved August 9, 1950; and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### Senate Bill 37 on Third Reading

Senator Kelly of Tarrant moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 37 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—26

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Strauss
Hazlewood	Tynan
Kelly of Tarrant	Wagon seller
Kelley of Hidalgo	Weinert

#### Nays—2

Hardeman	Vick
Absent—Excused	
Hudson	Shofner
McDonald	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

#### Yeas—26

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Strauss
Hazlewood	Tynan
Kelly of Tarrant	Wagon seller
Kelley of Hidalgo	Weinert

#### Nays—2

Hardeman	Vick
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## Absent—Excused

Hudson Shofner  
McDonald

## Senate Resolution 23

Senator Bullock offered the following resolution:

Whereas, The Honorable Heinie Winfield is now in the Capitol and  
Whereas, Senator Winfield is a former distinguished member of the Texas Senate, now therefore be it

Resolved, By the Senate that Senator Winfield be allowed the privilege of the floor for the day and that he be invited to address the Senate.

The resolution was read and was adopted.

The President appointed Senators Bullock, Weinert and Hardeman to escort the Honorable H. L. Winfield to the Senate Chamber and to the President's desk.

The President presented Senator Weinert and Senator Weinert introduced the Honorable H. L. Winfield to the new members of the Senate and to the members who had served with him.

Senator Winfield addressed the Senate briefly, expressing appreciation for the privilege of being in the Senate again.

## Adjournment

On motion of Senator Strauss, the Senate at 11:20 o'clock a. m. adjourned until 10:30 o'clock a. m. tomorrow.

## FIFTEENTH DAY

(Tuesday, February 6, 1951)

The Senate met at 10:30 o'clock a. m., pursuant to adjournment, and was called to order by the President pro tempore.

The roll was called and the following Senators were present:

Aikin	Fuller
Ashley	Hardeman
Bell	Hazlewood
Bracewell	Hudson
Bullock	Kelly of Tarrant
Carney	Kelley of Hidalgo
Carter	Lane
Colson	Lock
Corbin	Martin

McDonald	Russell
Moffett	Strauss
Moore	Tynan
Nokes	Vick
Parkhouse	Wagonseller
Phillips	Weinert

## Absent—Excused

Shofner

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

## Leave of Absence

Senator Shofner was granted leave of absence for today on account of illness, on motion of Senator Strauss.

## Message From the House

Hall of the House of Representatives,  
Austin, Texas,  
February 5, 1951.

Hon Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. B. No. 2, A bill to be entitled "An Act validating, ratifying, approving and confirming certain proceedings and bonds heretofore had or authorized by cities for the purpose of purchasing a park and recreational facilities and the construction and improvement of parking area and streets and adjacent thereto, either or both; providing that this Act shall not apply to any proceedings or bonds the validity of which has been contested in any pending suit or litigation; and declaring an emergency."

H. B. No. 5, A bill to be entitled "An Act making it unlawful, except under the provisions of this Act, for any person to take menhaden fish from the tidal salt waters of this State for the purpose of barter, sale or exchange; prescribing the legislative policy with respect to menhaden fishing; providing for the licensing of menhaden fishermen and vessels engaged in taking menhaden; providing an open season on menhaden fish and regulating the use of seines